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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/820,831	03/30/2001	Antonio Di Perna	27950.00486USPT	4501

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EXAMINER

NGUYEN, THANH T

ART UNIT	PAPER NUMBER
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2144

DATE MAILED: 10/01/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/820,831

Applicant(s)

DI PERNA, ANTONIO

Examiner

Tammy T Nguyen

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE (3) MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 30 March 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-17 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-17 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 March 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 4.5.8.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

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Detailed Office Action

1. This action is in response to the application 09/820,831 filed. **March 30, 2001**
2. Claims 1-17 have been examined.

Specification

3. The title of the invention is not descriptive. A new title is required that is clearly indicative of the invention to which the claims are directed.

Claim Rejections - 35 USC § 102

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claims 1-17 are rejected under 35 U.S.C. 102(e) as being anticipated by Jason DeBettencourt et al. (USPN 6,279,001 – Date of Patent: August 21, 2001, herein referred to as “DeBettencourt”).
6. As to claim 1, DeBettencourt teaches the invention as claimed, including a method for retrieving a digital artefact in a network comprising a server and an application program, the server having access to several digital artefacts and the server further comprising a profiler, the method at the server comprising steps of: requesting from the profiler an identity of a digital artefact corresponding to a digital artefact identifier and the associated version identifier (col.3, lines 40-65, col.4, lines 30-40, and col.5, lines 15-30); upon reception from the profiler of a response comprising the identity of the digital artefact from the profiler, retrieving the digital artefact (col.4, lines 40-58); and sending the digital artefact to the application program (col.4, lines 30-40).
7. As to claim 2, DeBettencourt teaches the invention as claimed, further comprising, prior to the step of requesting from the profiler an identity of the digital artefact, the step of: receiving from the application program a service request comprising a digital artefact identifier and an associated version identifier (col.5, lines 25-35, and col.15, lines 25-35).
8. As to claim 3, DeBettencourt teaches the invention as claimed, wherein a digital artefact has been received by the application program and a link in the received digital artefact has been activated, the method further comprising at the application program the step of: associating the version identifier associated with the received digital artefact to the digital artefact corresponding to the activated link (col.4, lines 25-35).

9. As to claim 4, DeBettencourt teaches the invention as claimed, wherein the version identifier is a date (col.3, lines 50-65).
10. As to claim 5, DeBettencourt teaches the invention as claimed, wherein digital artefact is a web page (col.4, lines 20-25).
11. As to claim 6, DeBettencourt teaches the invention as claimed, further comprising, before the step of sending the digital artefact to the application program, the step of: adding the version identifier to all the links found in the received digital artefact (col.3, lines 50-65).
12. As to claim 7, DeBettencourt teaches the invention as claimed, including a system for retrieving a digital artefact in a network, the system comprising a server, a memory storing digital artefacts, and an application program, wherein: the application program is for: sending to the server a request message comprising a digital artefact identifier and a version identifier associated with the digital artefact (col.19, lines 30-45, col.3, lines 40-65, col.4, lines 30-40, and col.5, lines 15-30); and receiving at least one digital artefact from the server (col.4, lines 35-50) the server comprises: a communication unit for receiving from the application program a service request comprising a digital artefact identifier and a version identifier (col.3, lines 40-65); and sending the at least one retrieved digital artefact to the application program (col.4, lines 35-54); and a profiler for providing a digital artefact identity corresponding to the version identifier (col.3, lines 40-65); and a controller for: retrieving from the memory the digital artefact corresponding to the digital artefact identity (col.5, lines 20-30, and col.19, lines 30-45); and requesting from the profiler the digital artefact identity corresponding to the version identifier (col.3, lines 30-65).

13. As to claim 8, DeBettencourt teaches the invention as claimed, wherein the application program has received a digital artefact and a link in the received digital artefact has been activated, wherein the application program further is for associating the version identifier associated with the received digital artefact to the digital artefact corresponding to the activated link (col.4, lines 25-30, and col.15, lines 25-30).
14. As to claim 9, DeBettencourt teaches the invention as claimed, where the controller further is for adding the version identifier to all the links found in the received digital artefact (col.3, lines 50-62, and col.15, lines 25-30).
15. As to claim 10, DeBettencourt teaches the invention as claimed, wherein the application program is a network browser (col.4, lines 30-35).
16. As to claim 11, DeBettencourt teaches the invention as claimed, wherein the profiler has a connection to a versioning tool (col.20, lines 50-58).
17. As to claim 12, DeBettencourt teaches the invention as claimed, including a server for retrieving and delivering a digital artefact in a network, the network comprising the server, a memory storing digital artefacts, and an application program, wherein the server comprises: a communication unit for: receiving from the application program a service request comprising an address associated with a digital artefact and a version identifier (col.3, lines 40-65); and sending the at least one retrieved digital artefact to the application program (col.4, lines 35-54); and a profiler for a digital artefact identity corresponding to the version identifier (col.3, lines 40-65); and a controller for: retrieving from the memory the digital artefact corresponding to the digital artefact identity (col.5,

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lines 20-30, and col.19, lines 30-45); and requesting from the profiler the digital artefact identity corresponding to the version identifier (col.3, lines 30-65).

18. As to claim 13, DeBettencourt teaches the invention as claimed, where the controller further is for adding the version identifier to all the links found in the received digital artefact (col.3, lines 50-62, and col.15, lines 25-30).

19. As to claim 14, DeBettencourt teaches the invention as claimed, wherein the profiler has a connection to a versioning tool (col.20, lines 50-58).

20. As to claim 15, DeBettencourt teaches the invention as claimed, including an application program in a network, the application program being for retrieving a digital artefact in the network, the network further comprising a server, and a memory storing digital artefacts, wherein the application program is for: sending to the server a request message comprising a digital artefact identifier and a version identifier associated with the digital artefact (col.3, lines 40-65); and receiving at least one digital artefact from the server (col.4, lines 30-40).

21. As to claim 16, DeBettencourt teaches the invention as claimed, wherein the application program has received a digital artefact and a link in the received digital artefact has been activated, wherein the application program further is for associating the version identifier associated with the received digital artefact to the digital artefact corresponding to the activated link (col.4, lines 25-30, and col.15, lines 25-30).

22. As to claim 17, DeBettencourt teaches the invention as claimed, wherein the application program is a network browser (col.4, lines 30-35).

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Conclusion

23. Any inquiries concerning this communication or earlier communications from the examiner should be directed to **Tammy T. Nguyen** who may be reached via telephone at **(703) 305-7982**. The examiner can normally be reached Monday through Friday between 8:00 a.m. and 6:00 p.m. eastern standard time.

If you need to send the Examiner, a facsimile transmission regarding this instant application, please send it to **(703) 872-9306**. If attempts to reach the examiner by telephone are unsuccessful, the Examiner's Supervisor, Bill Cuchlinski, may be reached at **(703) 308-3873**.

TTN

September 27, 2004


WILLIAM A. CUCHLINSKI, JR.
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